



USPTO TRANSMITTAL

Atty Initials: RME/dlc  
Docket No.: 23369/1

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon. Kindly acknowledge receipt by date stamping and placing this card in the outgoing mail.

Inventor(s): See Appendix A  
Appl No.: See Appendix A  
Filing Date: See Appendix A

Mailing Date: February 4, 2003

Client: Shipley Company LLC

Patent No.

Issue Date:

Title:

COPY

Enclosed is:

Certificate of Mailing dated February 4, 2003

- Transmittal Letter
- Power of Attorney
- Appendix A





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Dan A. Steinberg and Mindaugas F. Dautartas  
EXAMINER: Unknown GROUP ART UNIT: 2874  
SERIAL NO.: 09/990,509 CONFIRMATION NO: 3384  
FILED: November 21, 2001  
FOR: *Optical Device Package Having a Configured Frame*

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Attention: Office of Petitions, Box DAC, Washington, D.C. 20231 on:

By:

*Deborah Celeste*  
Deborah Celeste

*February 5, 2003*  
Date

Assistant Commissioner for Patents  
Attention: Office of Petitions  
Box DAC  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NON-PROVISIONAL APPLICATION**

Sir:

This is in response to the Notice to File Missing Parts of Non-Provisional Application (a copy of which is enclosed), dated December 3, 2001.

Enclosed is an executed Declaration in compliance with 37 CFR 1.63 and a Petition for Revival of an Application for Patent Abandoned Unintentionally.

Enclosed is a check in the amount of \$1,430 to cover the Declaration surcharge in the amount of \$130 and the petition fee in the amount of \$1,300.

**RECEIVED**

FEB 13 2003

**OFFICE OF PETITIONS**



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/990,509	11/21/2001	Dan A. Steinberg	ACT-169 (1117-9)

CONFIRMATION NO. 3384

## FORMALITIES LETTER



\*OC000000007148491\*

Adrian T. Calderone  
DILWORTH & BARRESE, LLP  
333 Earle Ovington Blvd.  
Uniondale, NY 11553



Date Mailed: 12/03/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

*mar*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/13/2003 AWONDAF1 00000086 09990509

02 FC:1051

130.00 OP

RECEIVED

FEB 13 2003

OFFICE OF PETITIONS

Please charge Deposit Account 50-0369 for any additional fees that may be required.

Respectfully submitted,

*Maria Eliseeva*

Maria M. Eliseeva

Registration No. 43,328

Customer No. 21710

BROWN RUDNICK BERLACK ISRAELS, LLP

Box IP

One Financial Center

Boston, MA 02111

Tel: 617-856-8340

Fax: 617-856-8201

Dated: Feb. 5, 2003

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).